

STATE OF MICHIGAN 36 TH JUDICIAL CIRCUIT 7 TH JUDICIAL DISTRICT	JOINT ADMINISTRATIVE ORDER RE: ELIMINATION OF CIRCUIT ARRAIGNMENTS	ADMINISTRATIVE ORDER NUMBER 2012-01J
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IT IS ORDERED:

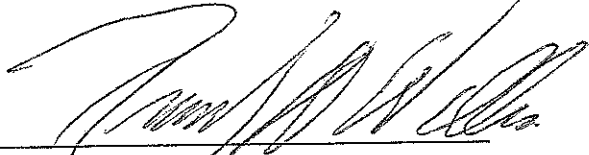
The Van Buren County Circuit Court issues this Administrative Order under the authority of MCR 6.113(E). This order eliminates the Circuit Court arraignment of certain criminal cases cognizable in the circuit court.

1. Until further order of the court, in cases where the defendant is represented by an attorney, and arrangements have been made to give the defendant a copy of the Information, the judges of the 36th Circuit Court may eliminate circuit court arraignments.
2. Providing Circuit Court Information When Bind Over Is On Original Charge/s:
 - a) If the defendant waives the preliminary examination in district court, the prosecutor shall serve the defendant and defendant's attorney with a copy of the Information. The defendant and defendant's attorney shall sign an acknowledgment of receipt. The signed acknowledgment of receipt shall indicate that a not guilty plea is entered. The acknowledgment of receipt, and the original of the circuit court Information, shall be provided to the district court for forwarding to the circuit court clerk.
 - b) If the district court conducts a preliminary examination, and charges are not added or amended, the procedure described in paragraph (a) applies.
3. Providing Circuit Court Information When Bind Over Is On Added or Amended Charge/s: When the defendant is bound over on charges different from, or in addition to, the original charge/s, and the Information is not available at the time of bind over, the prosecutor shall file an original of the Information with the circuit court within fourteen (14) days of bind over. The prosecutor shall also provide copies of the Information to the defendant and defendant's attorney within fourteen (14) days of bind over. The prosecutor may comply with this requirement by serving and filing the Information and acknowledgment at the circuit court pretrial conference held within fourteen days (14) days of bind over. Should the prosecutor have to mail copies of the Information to defendant's attorney, defendant's attorney must provide to the defendant a copy of the Information. It will be the responsibility of defendant's attorney to submit to the court defendant's signed acknowledgement of receipt.
4. At the conclusion of the preliminary examination, or waiver of it, the district court will provide to defendant and defense counsel notice of the circuit court pretrial conference date.
5. This Order rescinds local administrative order 1989-3.

6. The 36th Circuit Court will cooperate with the State Court Administrative Office in the assessment of this program.

Effective Date: June 11, 2012

Dated: 6/19/12



Frank D. Willis, Chief Judge